

**COMMUNITY REVIEW BOARD ON POLICE PRACTICES**

**A G E N D A**

**Tuesday, April 24, 2018**

**Skyline Public Library  
7900 Paradise Valley Road  
San Diego, CA 92139**

A quorum of twelve (12) board members is needed to conduct business. If you cannot attend, please call the CRB Complaint Coordinator at (619) 236-6296.

**CLOSED SESSION 4:00 p.m. – 5:30 p.m.**

**Board Members and Staff Only**

- I. Call to Order
- II. Legal Opinion(s) Request & Attorney/Client Privileged Response(s) (0)
- III. San Diego Police Department Feedback on Case Specific Matters Only
- IV. Shooting Review Board Reports (0)
- V. Category II Case Audit Reports (0)
- VI. Discipline Reports (0)
- VII. Case Review Team Reports (3)
- VIII. Case-Specific Recommendations to the Mayor (0)
- IX. Referrals to other governmental agencies authorized to investigate activities of a law enforcement agency (0)

Pursuant to California Government Code Section 54957 — To discuss community complaints brought against San Diego Police Department Officers under California Penal Code Section 832.7.

**OPEN/PUBLIC MEETING 6:00 p.m. – 8:00 p.m.**

**Open to the Public**

- I. CALL TO ORDER/WELCOME (Chair Doug Case)
- II. PURPOSE OF THE COMMUNITY REVIEW BOARD ON POLICE PRACTICES
- III. APPROVAL OF MINUTES: CRB Open Meeting Minutes of March 27, 2018
- IV. NON-AGENDA PUBLIC COMMENT: (Speaker Slip Required)
- V. EDUCATIONAL TOPIC: SDPD Early Intervention System for Officer Behavior  
**Presenters: Sgt. Daniel Meyer & Officer Sergio Zamora**

VI. TOPIC: Proposed FY 19 Communications Plan for the CRB

Guest Speaker: **Alma Rife** – Senior Public Information Officer  
City of SD Communications Dept.

VII. UNFINISHED BUSINESS (DISCUSSION/ACTION): None

VIII. NEW BUSINESS (DISCUSSION/ACTION)

A. Election of Ad Hoc Nominating Committee Members

B. Work Plan FY19

C. Reword the previous CRB Recommendation (Voted on at 11.28.17 Open Meeting)

The CRB recommends that the SDPD establish a policy that would prohibit officers from viewing Body Worn Camera (BWC) videos or other videos, except their own BWC video, prior to being interviewed by Internal Affairs.

To the following wording, so does not conflict with the CRB's recommendation on an officer reviewing their own BWC

**The CRB recommends that the SDPD establish a policy that would prohibit officers from viewing surveillance videos or Body Worn Camera (BWC) videos of other officers' videos prior to being interviewed by Internal Affairs.**

IX. COMMITTEE REPORTS (DISCUSSION/ACTION)

A. Continuing Education Committee (Pieter O'Leary)  
• Upcoming Education Topics/Guest Speakers

B. Outreach Committee (Taura Gentry)  
• Monthly Calendar of Events/Outreach Opportunities

C. Rules Committee (Brandon Hilpert)  
• Case Review Turnaround Timelines Update  
• Audit of Category II Case  
• Case Summaries for Publication  
• Develop New Bylaws

D. Policy Committee (Joe Craver)

E. Recruitment & Retention Committee (Maria Nieto-Senour)

- X. CHAIR'S REPORT (Chair Doug Case)
- A. Status of Implementation of Measure G Ordinance
  - B. Reporting of Hours
  - C. Update on Meeting with Police Chief & POA
  - D. Update on Meeting with Chair of Citizens Advisory Board on Police Community Relations
  - E. Report on the City Council 4/11 Rules Committee Meeting Re: Women Occupy Proposal
- XI. EXECUTIVE DIRECTOR'S REPORT (Sharmaine Moseley)
- A. Caseload Update & Status of Case Reports
  - B. Community Events/Forums/Meetings
  - C. Report to Public Safety & Livable Neighborhoods Committee 4/25
  - D. Reminder- NACOLE Scholarship Deadline May 1
  - E. CRB Website Updates- Policy Changes Accomplishments & Calendar List
  - F. Other Items/Reminders – Notice of Intent for Appointment/Re-Appointment to Board
- XII. SAN DIEGO POLICE DEPARTMENT REPORT (Executive Assistant Chief Todd Jarvis)
- A. Status of CRB Recommendations
    - Recommendation that SDPD require an officer writing a report in a use of force incident, not to view video prior to writing report & prior to being interviewed in in-custody death & officer-involved shooting cases. In addition, the officer should have the option of writing a supplemental report after viewing the BWC video.
    - Recommendation for SDPD to adopt a de-escalation policy and use Baltimore's policy as a model
    - Recommendation for SDPD to change unlawful detention & unlawful search and seizure complaints to Category I
  - B. Other Items
- XIII. BOARD MEMBER RIDE-ALONG REPORTS (2 mins each)
- XIV. BOARD MEMBER ANNOUNCEMENTS/COMMENTS
- XV. ADJOURNMENT

**Materials Provided:**

- Minutes from CRB Open Session Meeting on March 27, 2018
- Work Plan FY19
- Proposed FY19 Communication Plan for the CRB

Public Comment on an Action/Discussion Item: If you wish to address the Board on an item on today's agenda, please complete a speaker form (on the table near the door) and give it to the Board's Executive

Director before the Board hears the agenda item. You will be called to express your comment at the time the item is heard. Please note, however, that you are not required to register your name or provide other information to the Board in order to attend our public session or to speak.

Public Comment on Committee/Staff Reports: Public comment on reports by Board Committees or staff may be heard on items which are specifically noticed on the agenda.

Public Comment on Matters Not on the Agenda: If you wish to address the Board on any matter within the jurisdiction of the Board that is not listed on today's agenda, you may do so during the PUBLIC COMMENT period during the meeting. Please complete a speaker form (on the table near the door) and give it to the Board's Executive Director. The Board will listen to your comments. However, California's open meeting laws do not permit the Board to take any action on the matter at today's meeting. At its discretion, the Board may refer the matter to staff, to a Board committee for discussion and/or resolution, or place the matter on a future Board agenda. The Board cannot hear specific complaints against named individual officers at open meetings.

Comments from individuals are limited to three (3) minutes per speaker, or less at the discretion of the Chair. At the discretion of the Chair, if a large number of people wish to speak on the same item, comment may be limited to a set period of time per item. If you would like to have an item considered for placement on a future Board agenda, please contact the Executive Director at (619) 236-6296. The Director will consult with the Board Chair who may place the item on a future Board agenda. If you or your organization would like to have the Board meet in your neighborhood or community, please call the Executive Director at (619) 236-6296.

This agenda will be made available in alternate formats upon request, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Requests for disability related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, should be forwarded to [communityreviewboard@sandiego.gov](mailto:communityreviewboard@sandiego.gov), or call (619) 236-6296.



**COMMUNITY REVIEW BOARD ON POLICE PRACTICES**

**MINUTES**

**Tuesday, March 27, 2018  
Malcolm X Branch Library  
5148 Market Street  
San Diego, CA 92105**

**Members Present:**

Doug Case, Chair  
Joe Craver, 1<sup>st</sup> Vice Chair  
Brandon Hilpert, 2<sup>nd</sup> Vice-Chair  
Diana Dent  
Reinaldo Galindo  
Sheila Holtrop  
Maria Nieto-Senour

Pieter O'Leary  
Mary O'Tousa  
Ernestine Smith  
Nancy Vaughn  
Pauline Theodore  
Martin Workman

**Members Absent:**

Taura Gentry  
Richard Stanford

**Prospective Members Present:**

Gregory Daunoras  
Darwin Fishman

**Prospective Members Absent:**

Jonathan Colby (LOA)

**Staff Present:**

Sharmaine Moseley, Executive Director, CRB  
David Nisleit, Chief of Police, San Diego Police Department  
Todd Jarvis, Executive Assistant Chief, San Diego Police Department  
Wes Morris, Captain, San Diego Police Department  
Adam Sharki, Lieutenant, San Diego Police Department  
Mark Bennett, Lieutenant, San Diego Police Department  
Jessie Holt, Detective, San Diego Police Department

---

- I. **CALL TO ORDER/WELCOME:** Chair Doug Case called the meeting to order at 6:00 p.m.
- II. **PURPOSE OF THE COMMUNITY REVIEW BOARD ON POLICE PRACTICES:**  
Chair Doug Case explained the purpose of the Community Review Board on Police Practices (CRB) to those in attendance.
- III. **APPROVAL OF MINUTES:** Motion was made by Nancy Vaughn and seconded by Pauline Theodore to approve the CRB minutes of February 27, 2018. Motion passed unanimously.

IV. **NON-AGENDA PUBLIC COMMENT:**

Desiree Smith  
Oletha Wade-Matthews  
Meeka Blake  
Walter Cameron  
Arlene Pincus  
Brittany (Last Name N/A)  
Blair Overstreet  
Tony Hawkins

Marsha Gresko  
Adrienne Durso  
Freeman Michaels  
Martin Eder  
Alara Chilton  
Michael Brackney  
Tasha Williamson

V. **GUEST SPEAKER: Brian Pollard, Chair**  
**Citizens Advisory Board on Police/Community Relations**

Brian Pollard briefly explained the difference between the Community Review Board on Police Practices and the Citizens Advisory Board on Police/Community Relations (CAB).

The Citizens Advisory Board on Police/Community Relations' purpose and duties:

- i. The Citizens Advisory Board on Police/Community Relations shall study, consult and advise the Mayor, City Council and City Manager on Police/Community Relations crime prevention efforts. It shall function as a method of community participation in recommending and reviewing policies, practices, and programs designed to make law enforcement sensitive, effective and responsive to the needs of the City. It shall actively encourage and foster citizen participation in crime prevention activities. The Board shall promote and encourage open communication and cooperation between the Police Department and residents of the City, recognizing the policing of the City of San Diego is a shared responsibility.

Mr. Pollard updated the CRB on the workings of CAB. CAB has been collecting data and input from community members and attempts to represent all

districts in San Diego. CAB is starting to look at police policies and practices and how CAB can make them more effective, sensitive, and part of the community. CAB will look at all policies and procedures from the prospective of an employee starting on the employee cycle, therefore looking at recruitment policies, training policies, and operating procedures.

Mr. Pollard mentioned Trauma, its effects on the community, and the need to create a non-adversarial relationship with law enforcement.

He concluded his presentation by suggesting a collaboration between the Community Review Board on Police Practices' policy committee and the Citizens Advisory Board on Police/ Community Relations' policy committee as a way of "joining forces" and working on the same policies.

**GUEST SPEAKER: Chief of Police David Nisleit  
San Diego Police Department**

Chief of Police David Nisleit provided attendees with a brief introduction of himself and his background in law enforcement. He emphasized his vested interest in the police department and his openness to meeting with anyone who wants to talk to him. He stated that he is going to look at things from a "Best Practice" approach, as in what is best for the city, the community, and the men and women of the San Diego Police Department.

He emphasized his commitment to dedicating time to further research officers use of the carotid restraint (CR) and looking at other police departments that have banned the CR and resulting changes.

**VI. UNFINISHED BUSINESS (DISCUSSION/ACTION): None**

**VII. COMMITTEE REPORTS (DISCUSSION/ACTION)**

**A. Continuing Education Committee (Pieter O'Leary)**

- i. Upcoming Education Topics/Guest Speakers: Committee Chair  
Pieter O'Leary reported that he is continuing to work on scheduling speakers for upcoming CRB Open Meetings.

**B. Outreach Committee (Taura Gentry)**

- i. In the absence of Committee Chair Taura Gentry, Executive Director Sharmaine Moseley gave the report. She reported on the activities, trainings and meetings that members of the Board participated in as follows:

Central Jail Tour 3/1



Presentation to SDSU Criminal Justice Students 3/1

CRB Rules and Policy Committee Meetings

Presentation to City's Rules Committee Meeting Regarding Implementation of Measure G

Community Assistance Support Team Meeting 3/8

Crisis Response Team Trainings

SDPD Menu Trainings

Community Engagement New Officer Bus Tour 3/23

Citizen's Advisory Board on Police Community Relations 3/26

C. Rules Committee

(Brandon Hilpert)

- i. Case Review Turnaround Timelines Update: Committee Chair Brandon Hilpert presented the CRB with a New Case Review Timeline Proposal with the Time for Review/Preparation updated to 56 days. The time for when a case review is completed and submitted to IA will change to the Monday of the week prior to the CRB's Closed Session Meeting, instead of Thursday. The Board Meeting is scheduled after the 60 day timeframe instead of before.
- ii. Audit of Category II Case: This item will be discussed with the Chief.
- iii. Case Summaries for Publication: Committee Chair Hilpert reported that he spoke with Outside Counsel and the idea is to have a "sanitized" version for publication.

D. Policy Committee

(Joe Craver)

- i. ACTION ITEM: Recommendation that SDPD require an officer writing a report in a use of force incident, not to view video prior to writing report & prior to being interviewed in in-custody death & officer-involved shooting cases. In addition, the officer should have the option of writing a supplemental report after viewing the BWC video. A motion was made by Vice Chair Joe Craver to recommend this policy to SDPD. The motion was seconded by Pieter O'Leary. The motion passed unanimously with a vote of 12-0-1 with the Chair abstaining.



- ii. ACTION ITEM: Recommendation for SDPD to adopt a de-escalation policy and use Baltimore's policy as a model. A motion was made by Vice Chair Joe Craver to recommend this policy to SDPD. The motion was seconded by Reinaldo Galindo. After some discussion, Ernestine Smith made a motion to divide this item into 2 parts. That motion did not pass. The previous motion addressing the action item passed with a vote of 11-1-1 with Ernestine Smith dissenting and the Chair abstaining.
- iii. ACTION ITEM: Recommendation for SDPD to change unlawful detention & unlawful search and seizure complaints to Category I. A motion was made by Vice Chair Joe Craver to recommend this policy to SDPD. The motion was seconded by Pauline Theodore. The motion passed with a vote of 12-0-1 with the Chair abstaining.
- iv. SDPD Use of Carotid Restraint Update: Tabled until May to gather more information and research.
- v. Recording of IA Interviews: Lt. Adam Sharki read the SDPD Procedure for this item.
- vi. New SDPD Implementation (CAD System to Remind Officers to Turn on Body Worn Camera) – It was reported that SDPD uses the CAD System to remind officers to turn on his/her Body Worn Camera. SDPD Lt. Adam Sharki read the procedure.

E. Recruitment & Retention Committee (Maria Nieto-Senour)

- i. Committee Chair Maria Nieto-Senour reported that the committee had a meeting where they discussed outreach to get a more representative Board, informing people of the work/time commitment and emphasizing the importance of being unbiased, the enhancement of training, suggest cultural competency training, a revision of questions for interviews with prospective members, creating a recruitment template, and wanting to distribute a recruitment information card at events.

VIII. CHAIR'S REPORT

(Chair Doug Case)

A. Work Plan FY19

- i. Chair Doug Case presented the Board with a revised copy of the work plan that incorporated suggestions from Board members.

B. Status of Implementation of Measure G Ordinance

- i. The draft has been approved and is in the City's Attorney's office and the goal is to have it go before City Council in April. Ordinances require a second reading which would be two weeks after the first and then the ordinance will go into effect 30 days thereafter.

C. Reporting of Hours

- i. Chair Doug Case reminded members to turn in a written report of hours from July 1-December 31st. All recording of time after January 1<sup>st</sup> should be recorded online.

D. Board Member Status Update

- i. Pieter O'Leary has been granted excused absence from case review for 6-8 weeks.

IX. **EXECUTIVE DIRECTOR'S REPORT** (Sharmaine Moseley)

A. Caseload Update & Status of Case Reports

- i. Today we started off with 17 active cases. 2 of those 17 cases were deliberated by the Board and placed on the next meeting agenda. So we were left with 15 active cases assigned to the Teams. Earlier tonight, 4 of those cases were placed on our Closed Session Meeting agenda for review. At that meeting, 4 of those 4 cases were reviewed and closed out. As a result, the Teams now have a total of 11 active cases.

The CRB has a total of 30 cases closed out for FY18. The breakdown of active cases are as follows:

Team 1 – 3 cases

Team 4 – 2 cases

Team 2 – 3 cases

Team 5 – 2 cases

Team 3 – 1 cases

Team 7 – 0 cases

- B. Community Events/Forums/Meetings – This report was given under the Outreach Committee item. Executive Director Moseley provided members with an Upcoming Outreach Meetings/Trainings Calendar.

C. Other Items/Reminders

- i. Executive Director Moseley reported that she met with the City's Communications Public Information Officer and they are putting together the CRB's Communication Plan for FY19 which has been distributed to the Board. The plan will be discussed at the April Open Meeting.
- ii. AB953 Racial Identity Profiling Advisory Board Update- Information given to the Board via email

**X. SAN DIEGO POLICE DEPARTMENT REPORT (Executive Assistant Chief Todd Jarvis)**

- A. IA Staff Changes: Executive Assistant Chief Todd Jarvis reported on the recent personnel changes within SDPD including the new Chief of Police, the promotion of 2 Assistant Chiefs and the promotion of 4 Captains, the moving around of Lieutenants, and the creation of a new section of the Police Department called "Neighborhood Policing."

**XI. BOARD MEMBER RIDE-ALONG REPORTS:**

- A. Mary O'Tousa and Darwin Fishman gave reports about their experiences in recent ride-along opportunities.

**XII. BOARD MEMBER ANNOUNCEMENTS/COMMENTS:**

- A. Critical Response Team Training recommended by Chair Doug Case.

**XIII. ADJOURNMENT: 7:55 p.m.**

**Next Meeting  
Tuesday, April 24, 2018  
Skyline Public Library  
7900 Paradise Valley Road  
San Diego CA 92139**

# Community Review Board on Police Practices Proposed FY19 Communication Plan



## Goal:

Inform the public of the CRB's mission, activities and benefits to City and the citizens of San Diego through increased media exposure and use of social media.

COMMUNICATION	ACTION	AUDIENCE	STAFF	DATE
MEDIA	<ul style="list-style-type: none"> <li>Write and distribute quarterly press releases to promote the value and accomplishments of the CRB.                             <ul style="list-style-type: none"> <li>Topics: CRB Training Academy, policy recommendations that lead to permanent policy changes</li> </ul> </li> <li>Secure media opportunities for CRB chairman and spokesperson to highlight the importance of CRB's efforts and their value to the citizens of San Diego</li> </ul>	<ul style="list-style-type: none"> <li>Internal</li> <li>External</li> </ul>	Alma Rife Doug Case	7/2018 - 6/2019
SOCIAL MEDIA	<ul style="list-style-type: none"> <li>Provide social media for monthly CRB meetings and educational trainings</li> <li>Draft social media calendar highlighting annual milestones/events from previous year's calendar</li> </ul>	<ul style="list-style-type: none"> <li>Internal</li> <li>External</li> </ul>	Alma Rife News team	7/2018 - 6/2019  7/1/2018
PHOTOGRAPHY	<ul style="list-style-type: none"> <li>Provide photography support of CRB events for collateral materials, social media and website as needed</li> </ul>	<ul style="list-style-type: none"> <li>Internal</li> <li>External</li> </ul>	Alma Rife	7/2018 - 6/2019
WEBSITE	<ul style="list-style-type: none"> <li>Update website content as needed</li> <li>Suggest edits to improve functionality of site</li> </ul>	<ul style="list-style-type: none"> <li>Internal</li> <li>External</li> </ul>	Alma Rife	7/2018 - 6/2019



# Community Review Board on Police Practices Proposed FY19 Communication Plan



<b>ANNUAL REPORT</b>	<ul style="list-style-type: none"> <li>Produce CRB's annual report - Design, layout, edit and place copy, identify and place photos and graphics</li> </ul>	<ul style="list-style-type: none"> <li>Internal</li> <li>External</li> </ul>	Alma Rife Sharmaine Moseley Designer (cover only)	9/2018 - 10/2018  9/2018
<b>SPANISH BROCHURE</b>	<ul style="list-style-type: none"> <li>Translate current CRB brochure into Spanish</li> </ul>	<ul style="list-style-type: none"> <li>Internal</li> <li>External</li> </ul>	Comm. Staff - Spanish translator, designer	7/2018 - 8/2018
<b>HIGHLIGHTS AND SUCCESSES BOOK</b>	<ul style="list-style-type: none"> <li>Gather monthly facts highlight the successes/milestones of the CRB</li> </ul>	<ul style="list-style-type: none"> <li>Internal</li> <li>External</li> </ul>	Sharmaine Moseley Alma Rife	7/2018 - 6/2019

**Final Approval:**

\_\_\_\_\_  
Department Representative  
Signature

\_\_\_\_\_  
Communications Department Director

\_\_\_\_\_  
Department Representative  
Signature